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Afshin Moshrefi

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VERIZON  
PATENT MANAGEMENT GROUP  
1515 N. COURTHOUSE ROAD  
SUITE 500  
ARLINGTON, VA 22201-2909

EXAMINER

RAMAKRISHNAIAH, MELUR

ART UNIT

PAPER NUMBER

2614

NOTIFICATION DATE

DELIVERY MODE

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ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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***Response to Applicant's Arguments to Final Rejection***

Rejection of claims 38-39, 41-47 under 35 U.S.C 102(e) as being anticipated by Cruickshank (US PAT: 6,704,294): regarding rejection of claim 38 using Cruickshank, Applicant alleges that "For example, Cruickshank does not disclose or suggest retrieving, responsive to establishment of a circuit switched connection, network addresses , associated with each of the first and second parties from a remote database". Regarding this, as explained in the office action dated 1-7-2008, Cruickshank teaches: In operation, the person making the call pick up the receiver of the telephone 110 and press the designated "collaboration" button. After hearing distinctive dial tone (to confirm that he has been "connected" to a collaboration facility of PBX 114) he dials the identification number of the intended recipient of the collaboration call. Typically, this number identification might be collaboration call recipient telephone number, extension number, or numerical equivalent recipient's name. The identification number is transmitted to application 116 residents in PBX 114 (col. 3, line 66 – col. 4, line 10). This clearly reads on applicant's claim limitation: retrieving, responsive to establishment of a circuit switched connection, network addresses associated with each of the first and second parties from a remote database (118) as required by claim 38 because once PBX receives the telephone number of the recipient's telephone number, the PBX would proceed to establish a call between the collaborators along with establishing data connection by retrieving IP addresses of the collaborators and using them to establish data connection using data network. In fact this is similar to what the Applicant's specification discloses: Applicant's specification discloses: To begin the

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exemplary process, a central office) (e.g., central office 125) may receive a called party number from a telephone (e.g., telephone 152). The central office and SS7 network 145 may set up a circuit switched audio connection between the called party number and calling party number. The number of the calling party may be retrieved using, for example, the conventional "caller ID". The central office may further send a video set up message containing the called party and calling party number to server 140 via network 135. Server 140 may look up, in table 405 of database, network addresses 420 corresponding to each of the received calling/called party numbers .... (Paragraph: 0039 of Applicant's specification). Therefore, Cruickshank still reads on Applicant's claims 38-39, 41-47 and their rejection is maintained.

Further, as applicant should know, once telephone call is initiated, all this process such as establishment of telephone connection, retrieving network addresses from a remote database to set up internet connection in Cruickshank happens at electronic speed. This is similar to what applicant's disclosure is doing to set up telephone connection and internet connection by retrieving addresses as explained above.

Applicant's arguments regarding dependent claims 39 and 41-47 is tied to independent claim 38 being patentable which is not as explained above.

Rejection of claims 66-67, 69-71 under 35 U.S.C 103(a) as being obvious over Cruickshank in view of Arnott (US2002/0083462A1, filed 12-21-2000): Regarding rejection of claim 66 using the above combination of references, Applicant's arguments regarding amended claim 66 is similar to those of claim 38, explanation provided in

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connection with claim 38 is still applicable with respect to Cruickshank reference without invoking Arnott reference. The combination of Cruickshank in view of Arnott teaches the limitations of amended claim 66 as set forth on the office action above. Therefore, rejection of claim 66 is maintained.

Applicant's arguments regarding rejection dependent claims 40, 68, 69-71 are tied to independent claims 38 and 66 being patentable which are not as explained above in responding to applicant's arguments on claims 38 and 66.

Applicant's further arguments are in similar in vein as addressed above and response made above are applicable.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Melur Ramakrishnaiah whose telephone number is (571)272-8098. The examiner can normally be reached on 9 Hr schedule.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Curt Kuntz can be reached on (571) 272-7499. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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/Melur Ramakrishnaiah/  
Primary Examiner, Art Unit 2614